

**Cuyahoga County Court of Common Pleas  
Criminal Court Division**

State of Ohio,

A True Bill Indictment For

Plaintiff

Inducing Panic - F4

§2917.31(A)(3)

VS.

Shane M. French

Michael W. Toomey,

Defendants

12 Additional Count(s)

**Dates of Offense (on or about)**

July 5, 2013

**The Term Of**

September of 2013

**Case Number**

576012-13-CR

The State of Ohio,

Cuyahoga County

} SS.

CR13576012-A

81318522



**Count One**

**Inducing Panic - F4**

§2917.31(A)(3)

**Defendants**

Shane M. French, Michael W. Toomey

**Date of Offense**

On or about July 5, 2013

*The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, on their oaths, IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OHIO, do find and present, that the above named Defendant(s), on or about the date of the offense set forth above, in the County of Cuyahoga, unlawfully*

*did cause the evacuation of any public place, or otherwise cause serious public inconvenience or alarm by committing any offense, with reckless disregard of the likelihood that its commission would cause serious public inconvenience or alarm and said conduct resulted in physical harm to any person.*

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

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CUYAHOGA COUNTY CLERK OF  
THE COURT OF COMMON PLEAS  
By \_\_\_\_\_ Deputy

*Kan Hansen*

Foreperson of the Grand Jury

*T. J. McIntyre*

Prosecuting Attorney

**Count Two**     **Inducing Panic - F5**  
                  §2917.31(A)(3)  
**Defendants**     Shane M. French, Michael W. Toomey  
**Date of Offense**   On or about July 5, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
did cause the evacuation of any public place, or otherwise cause serious public inconvenience or alarm by committing any offense, with reckless disregard of the likelihood that its commission would cause serious public inconvenience or alarm and resulted in economic harm of one thousand dollars or more but less than seven thousand five hundred dollars and there was no physical harm to any person.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Three**     **Attempted Felonious Assault - F3**  
                  §2923.02 / 2903.11(A)(1)  
**Defendants**     Shane M. French, Michael W. Toomey  
**Date of Offense**   On or about July 5, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
did knowingly attempt to cause serious physical harm to Robin Vadaj.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Four**     **Assault - M1**  
                  §2903.13(A)  
**Defendants**     Shane M. French, Michael W. Toomey  
**Date of Offense**   On or about July 5, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
did knowingly cause or attempt to cause physical harm to Robin Vadaj.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

**Count Five**      **Vandalism - F5**  
§2909.05(A)  
**Defendants**      Shane M. French, Michael W. Toomey  
**Date of Offense**      On or about July 5, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully did knowingly cause serious physical harm to an occupied structure or any of its contents owned by Mark Vadaj &/or Robin Vadaj.*

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Six**      **Criminal Damaging Or Endangering - M1**  
§2909.06(A)(1)  
**Defendants**      Shane M. French, Michael W. Toomey  
**Date of Offense**      On or about July 5, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully did knowingly cause or create a substantial risk of physical harm, by any means, to property of Mark Alan &/or Robin Vadaj, to wit: a Boat, without his &/or her &/or their consent.*

*FURTHERMORE, and the violation of this section created a risk of physical harm to any person.*

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Seven**      **Vandalism - F5**  
§2909.05(A)  
**Defendants**      Shane M. French, Michael W. Toomey  
**Date of Offense**      On or about July 5, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully did knowingly cause serious physical harm to an occupied structure or any of its contents owned by Carlton Caffey.*

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

**Count Eight Criminal Damaging Or Endangering - M1**  
**§2909.06(A)(1)****Defendants** Shane M. French, Michael W. Toomey**Date of Offense** On or about July 5, 2013*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly cause or create a substantial risk of physical harm, by any means, to property of Carlton Caffey, to wit: a Boat &/or a Ford Explorer SUV Vehicle, without his consent.

FURTHERMORE, and the violation of this section created a risk of physical harm to any person.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Nine Vandalism - F5**  
**§2909.05(A)****Defendants** Shane M. French, Michael W. Toomey**Date of Offense** On or about July 5, 2013*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly cause serious physical harm to an occupied structure or any of its contents owned by Steven Kinas.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Ten Criminal Damaging Or Endangering - M1**  
**§2909.06(A)(1)****Defendants** Shane M. French, Michael W. Toomey**Date of Offense** On or about July 5, 2013*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly cause or create a substantial risk of physical harm, by any means, to property of Steven Kinas, to wit: a Boat, without his consent.

FURTHERMORE, and the violation of this section created a risk of physical harm to any person.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

**Count Eleven**     **Fireworks - M1**  
§3743.65(B)

**Defendants**        Shane M. French, Michael W. Toomey

**Date of Offense**   On or about July 5, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did discharge, ignite, or explode any fireworks in this state in violation of Section 3743.65 of the Ohio Revised Code.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Twelve**     **Assault - F4**  
§2903.13(A)

**Defendants**        Shane M. French

**Date of Offense**   On or about July 5, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly cause or attempt to cause physical harm to CPD Officer Steven Kinas, #2487.

FURTHERMORE, and the victim of the offense was a peace officer or an investigator of the bureau of criminal identification and investigation, a firefighter, or a person performing emergency medical service, while in the performance of their official duties.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Thirteen**   **Resisting Arrest - M2**  
§2921.33(A)

**Defendants**        Shane M. French

**Date of Offense**   On or about July 5, 2013


*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did recklessly or by force, resist or interfere with a lawful arrest of himself or another.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney